

EES-2



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
PATENT APPLICATION

Applicants : Raymond T. Westfall et al.
 Application No. : 10/692,522 Confirmation No.: 9849
 Filed : October 24, 2003
 For : APPARATUS AND METHODS FOR MODULATING
REFRACTIVE INDEX
 Group Art Unit : 2873
 Examiner : Jessica T. Stultz

New York, New York 10020
September 7, 2005

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Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with 37 C.F.R. §§ 1.56 and 1.97,
applicants wish to call the attention of the Examiner to
the following documents:

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3,317,266	Heller et al.	05/02/1967
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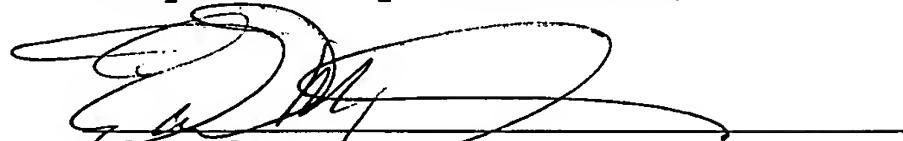
The aforementioned documents are listed on the accompanying Form PTO/SB/08 (submitted in duplicate). Copies of the documents, except (pursuant to 37 C.F.R. § 1.98(a)(2)(ii)) U.S. patents and U.S. patent application publications, are enclosed herewith.

It is respectfully requested that the aforementioned documents be (1) fully considered by the Patent and Trademark Office during examination of this application; and (2) printed on any patent which may issue on this application. Applicants request that a copy of Form PTO-1449, as considered and initialed by the Examiner, be returned with the next communication.

This Statement is being submitted with the filing of a request for continued examination under 35 C.F.R. § 1.114 and before an action subsequent to the request for continued examination that closes prosecution. Therefore, in accordance with 37 C.F.R. § 1.97(a)(4), submission of this Statement requires no fee. However, if for any reason a fee is due, the Director is hereby authorized to charge payment of any fees required in connection with this Information Disclosure Statement to Deposit Account No. 06-1075

(Order No.: 001291.0002). A duplicate copy of this
Statement is transmitted herewith.

Respectfully submitted,



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Substitute for form 1449-PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANTS

(use as many sheets as necessary)

Sheet 1 of 4

Complete if known

Application Number	10/692,522
Filing Date	October 24, 2003
First Named Inventor	Raymond T. Westfall
Art Unit	2873
Examiner Name	Jessica T. Stultz
Attorney Docket Number	EES-2

U.S. PATENT DOCUMENTS

Examiner initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Documents	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number – Kind Code ² (if known)			
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%		3,552,824	01-05-1971	Kiss	
		4,514,053	04-30-1985	Borrelli et al.	
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		5,132,811	07-21-1992	Iwaki et al.	
		5,153,771	10-06-1992	Link et al.	
		5,185,842	02-09-1993	Hakogi et al.	
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* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicants' unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ¹ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ¹ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ¹ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicants are to place a check mark here if English language translation is attached.

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**INFORMATION DISCLOSURE
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Sheet 2 of 4

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(use as many sheets as necessary)				Filing Date	October 24, 2003
Sheet	3	of	4	First Named Inventor	Raymond T. Westfall
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					T ⁶

NON PATENT LITERATURE DOCUMENTS					
Examiner initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and-or country where published			T ⁶
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Examiner Signature		Date Considered
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